IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

FRIDAY, THE 1ST DECEMBER 2006 / 10TH AGRAHAYANA 1928

WP(C).No. 31993 of 2006(H)

PETITIONER:

CHANDRA GOPI, S/O. KARIYANGATTIL KUMARAN, KALLETTUMKARA VILLAGE, DESOM, MUKUNDAPURAM TALUK.

BY ADV. SRI.T.N.MANOJ

RESPONDENTS:
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1. THE SECRETARY, DEPARTMENT OF LOCAL ADMINISTRATION, TRIVANDRUM.

2. ALOOR GRAMA PANCHAYATH, REPRESENTED BY THE SECRETARY, ALOOR P.O., IRINJALAKUDA (VIA.)

BY SENIOR GOVERNMENT PLEADER SRI.MATHEW G.VADAKKEL

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 01/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

PIUS C.KURIAKOSE,J.

W.P.(C) NO. 31993 OF 2006

Dated this the 1st day of December, 2006

J U D G M E N T

The petitioner has preferred Exhibit P4 appeal before the Committee of the Panchayat against Exhibit P2 order by which he was directed to close down his business of breaking old vehicles.

Though several grounds have been raised by the petitioner impugning Exhibit P2, I do not propose to examine the merits of those grounds. In view of the pendency of Exhibit P4, I direct the committee of the 2nd respondent Panchayat to hear the petitioner and dispose of Exhibit P4 in accordance with law, at their earliest and at any rate within six weeks of receiving copy of this judgment. Till such time as Exhibit P4 appeal is disposed of, implementation of Exhibit P2 shall be kept in abeyance. The petitioner shall be served with copy of the mass petition on the basis of which Exhibit P2 was issued. One among the signatories to the mass petition to be identified by the President of the Panchayat will also be heard in the matter of Exhibit P4.

Writ petition is disposed of as above.

PIUS C.KURIAKOSE, JUDGE

Rp